

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NORTHWEST ENVIRONMENTAL
ADVOCATES,

Plaintiff,

v.

U.S. DEPARTMENT OF COMMERCE, *et al.*,

Defendant,

STATE OF WASHINGTON

Defendant-Intervenor.

CASE NO. C16-1866-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court on the parties', Washington State Farm Bureau's ("WFB"), and Washington Cattlemen's Association's ("WCA") stipulated motion for leave for WFB and WCA to file an *amici curiae* brief on the remedy in this matter (Dkt. No. 98.) District courts have "broad discretion" regarding the appointment of *amici*. *Hoptowit v. Ray*, 682 F.2d 1237, 1260 (9th Cir. 1982), *abrogated on other grounds by Sandin v. Conner*, 515 U.S. 472 (1995). The Court finds that WFB's and WCA's *amici curiae* brief may be helpful to the Court.

1 *See Cobell v. Norton*, 246 F. Supp. 2d 59, 62 (D.D.C. 2003). Accordingly, the stipulated motion
2 (Dkt. No. 98) is GRANTED.

3 WFB's and WCA's *amici curiae* brief is due concurrent to Defendant-Intervenor's
4 response/cross-motions to Plaintiff's motion for partial summary judgment and is not to exceed
5 15 pages. (*See* Dkt. No. 91.) Plaintiff may file a 7-page response to the *amici curiae* brief, either
6 combined with Plaintiff's response/reply brief in support of Plaintiff's motion for partial
7 summary judgment or separately, in which case Plaintiff's response to the *amici curiae* brief is
8 due concurrent to Plaintiff's response/reply brief.

9 Consistent with their stipulation, WFB and WCA are DIRECTED to withdraw their
10 pending motion for a partial stay pending appeal of the Court's order denying them intervenor
11 status. (*See* Dkt. Nos. 84, 95.)

12 DATED this 25th day of April 2018.

13 William M. McCool
14 Clerk of Court

15 s/Tomas Hernandez
16 Deputy Clerk
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